

Senate Study Bill 3115

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
EDUCATION BILL BY
CO=CHAIRPERSON CONNOLLY)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act permitting the board of educational examiners to retain
2 and carry over a percentage of the licensing fees it collects.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 5141XK 81
5 kh/je/5

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1 1 Section 1. Section 272.10, Code Supplement 2005, is
1 2 amended to read as follows:
1 3 272.10 FEES.
1 4 1. It is the intent of the general assembly that licensing
1 5 fees established by the board of educational examiners be
1 6 sufficient to finance the activities of the board under this
1 7 chapter.
1 8 2. Licensing fees are payable to the treasurer of state
1 9 and shall be deposited with the executive director of the
1 10 board. The executive director shall deposit ten percent of
1 11 the fees collected annually with the treasurer of state and
1 12 the fees shall be credited to the general fund of the state.
1 13 The remaining licensing fees collected during the fiscal year
1 14 shall be retained by and are appropriated to the board for the
1 15 purposes related to the board's duties. Notwithstanding
1 16 section 8.33, licensing fees retained by and appropriated to
1 17 the board pursuant to this section that remain unencumbered or
1 18 unobligated at the close of the fiscal year in an amount of
1 19 not more than fifteen percent of the total licensing fees
1 20 collected by the board during the fiscal year shall not revert
1 21 but shall remain available for expenditure for the activities
1 22 of the board as provided in this chapter until the close of
1 23 the succeeding fiscal year.
1 24 3. The executive director shall keep an accurate and
1 25 detailed account of fees received, and including fees paid to
1 26 the treasurer of state and fees retained by the board.

EXPLANATION

1 28 This bill requires that the board of educational examiners
1 29 deposit 10 percent of the fees it collects annually with the
1 30 treasurer of state, but permits the board to retain the
1 31 remaining 90 percent to finance the activities of the board.
1 32 The bill also permits the board to carry over to the
1 33 succeeding fiscal year 15 percent of the total licensing fees
1 34 collected during the fiscal year that remain unencumbered or
1 35 unobligated at the close of the fiscal year.
2 1 The Code currently requires the board to deposit all fees
2 2 collected with the treasurer, which are then credited to the
2 3 general fund of the state. In recent years the general
2 4 assembly has at times nullified this statutory provision to
2 5 permit the board to retain a percentage of the fees it
2 6 collects.
2 7 LSB 5141XK 81
2 8 kh:nh/je/5